

PTO/SB/26 (08-04)

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TERMINAL DISCLAIMER TO OBIVATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT		Docket Number (Optional) Y0R919970294-US2
In re Application of: A. Narasimhan, et al		
Application No.: 09/858,348		
Filed: May 17, 2001		
For: ACOUSTIC QUALITY ENHANCEMENT VIA FEEDBACK AND EQUALIZATION FOR MOBILE MULTIMEDIA SYSTEMS		
<p>The owner, <u>International Business Machines Corp.</u>, of <u>100%</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. <u>6,252,968</u> as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:</p> <ul style="list-style-type: none"> expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. 		
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<p>2. <input checked="" type="checkbox"/> The undersigned is an attorney or agent of record. Reg. No. <u>30,874</u></p>		
<u>Anne Vachon Dougherty</u> Signature		<u>12/9/04</u> Date
<u>Anne Vachon Dougherty</u> Typed or printed name		
<input checked="" type="checkbox"/> Authorization is hereby given to charge Deposit Account <u>80-0510</u> for the Terminal disclaimer fee under 37 CFR 1.20(d) included.		<u>(914) 962-5910</u> Telephone Number
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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.		

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: A. Narasimhan, et alApplication No./Patent No.: 09/858,348 Filed/Issue Date: May 17, 2001
and 6,252,468 Issue Date June 26, 2001Entitled: ACOUSTIC QUALITY ENHANCEMENT VIA FEEDBACK AND
EQUALIZATION FOR MOBILE MULTIMEDIA SYSTEMSInternational Business Machines Corp., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

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- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 8726, Frame 266, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Douglas W. Cameron
Signature
Printed or Typed Name

12/9/04
Date
(914) 945-3244
Telephone Number

CONSULTING ATTORNEY
Title

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